

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR24-087 RSM
Plaintiff,)
)
v.)
) DETENTION ORDER
MANUEL GARCIA HERNANDEZ)
)
Defendant.)
_____)

Offenses charged:

1. Conspiracy to Distribute Controlled Substances.

Date of Detention Hearing: June 12, 2024.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant poses a risk of flight based on his extensive ties to Mexico, where he
04 resided until the age of twenty, and where his parents and brother still reside. Additionally, the
05 government alleges that Defendant has ties to a Mexican drug cartel. He has been charged with
06 a ten-year mandatory minimum offense, which provides the incentive to flee, and he has no
07 legal status in this country. Defendant is a danger to the community based on the nature and
08 circumstances of the charged offense, which involve kilo and pound quantities of controlled
09 substances that Defendant both trafficked and possessed in his residence, along with a loaded
10 firearm and substantial ammunition for that and other firearms. In addition to this, children,
11 including a two-year old, resided with Defendant, and were exposed to the controlled
12 substances, loaded firearm, and ammunition. The government also alleges that Defendant was
13 engaged in multistate crime involving the distribution of controlled substances in kilo and
14 pound quantities. Lastly, Defendant's criminal record reflects serious convictions, including
15 Disorderly Conduct involving the carrying of a concealed pistol without a permit in 2011, and
16 a conviction for Driving Under the Influence in 2022.

17 3. There does not appear to be any condition or combination of conditions that will
18 reasonably assure the defendant's appearance at future Court hearings while addressing the
19 danger to other persons or the community.

20 It is therefore ORDERED:

21 1. Defendant shall be detained pending trial, and committed to the custody of the Attorney
22 General for confinement in a correction facility separate, to the extent practicable, from

01 persons awaiting or serving sentences or being held in custody pending appeal;

02 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;

03 3. On order of the United States or on request of an attorney for the Government, the person
04 in charge of the corrections facility in which defendant is confined shall deliver the
05 defendant to a United States Marshal for the purpose of an appearance in connection with a
06 court proceeding; and

07 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
08 the defendant, to the United States Marshal, and to the United State Probation Services
09 Officer.

10 DATED this 13th day of June, 2024.

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12 S. KATE VAUGHAN
13 United States Magistrate Judge
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